

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant : YUICHIRO DEGUCHI
Title : EMBEDDED E-MARKER AND COMMUNICATIONS SYSTEM
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22213-1450

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION
OVER PRIOR PATENTS**

SONY CORPORATION and SONY ELECTRONICS, INC., as owners of a 100 percent interest in the instant application, hereby disclaim, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of any one of the following prior U.S. Patents:

6,578,047
7,062,528
7,107,234
7,127,454
7,190,971

The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and the foregoing prior patents are commonly owned. This agreement runs with the patent granted on the instant application and is binding upon the grantee, its successors and/or assigns. In making this disclaimer, the owners do not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner

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terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is the attorney of record. The statutory disclaimer fee of \$140 is authorized to be charged to deposit account no. 07-1137. Any fee deficiency is authorized to be charged to deposit account no. 07-1137.

Date: January 28, 2009

Respectfully submitted,



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